GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Department - Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector(LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District - Disciplinary proceedings under rule - 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 - Articles of charge - Issued.

REVENUE (VIGILANCE-I) DEPARTMENT

G.O.Rt.No.724 **Dated: 10.08.2023**

Read:

G.O.Ms.No.391, Revenue (Vigilance. I) Dept., Dt: 10.08.2023.

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ORDER:

In pursuance to the G.O read above, it is proposed to hold an enquiry against Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector(LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules,1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry are proposed to be held is set out in the enclosed statement of Articles of Charges (Annexure - I). A list of documents by which, and a list of witnesses by whom the articles of charges are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector(LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District is directed to submit a written statement of his defense within 10 days of receipt of this order,.

4. Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector (L.A), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector (LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District is further informed that if they do not submit his written statement of defense on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector (LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District invited to Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector (LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964.

7. The receipt of the Memorandum may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector(LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District (Through the Chief Commissioner of Land Administration, A.P., Mangalagiri for service and to return the served copy with dated acknowledgement immediately (By RPAD))

The Chief Commissioner of Land Administration, A.P., Mangalagiri.

Copy to:

The District Collector, East Godavari District

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI B.SIVANARAYANA REDDY, THE THEN SPECIAL DEPUTY COLLECTOR (LA), PIP, LMC UNIT -I, RAJAMAHENDRAVARAM NOW WORKING AS SPECIAL DEPUTY COLLECTOR, KRRC, KRISHNA DISTRICT.

Article of charge :I

That the said Sri B.Sivanarayana Reddy, the then Spl. Dy. Collector (LA), PIP, LMC Unit-I, Rajamahendravaram while working as Spl. Dy. Collector (LA),PIP,LMC Unit-I, Rajamahendravaram has failed to verify the veracity of the documents produced by the purchasers and Revenue records. Without obtaining of the genuineness of the assigned lands/assignees, he paid compensation to the purchasers to their full extent though the matter was referred and pending with the Tahsildar. He has failed to verify the genuineness of the records and caused for payment land compensation to the purchasers of assigned land which is in contravention of Sub - section 1 of Section-3 of the POT Act. It is his fundamental duty to verify genuineness of each and every records before pronouncing the award for payment of land compensation and the Land Acquisition Officer is held responsible in passing of award proceedings in favour of ineligible persons and causing loss to Government exchequer

Thus, Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector (LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District, by his above mentioned acts, has failed to discharge his legitimate duties, showed negligent attitude in protecting the interests of the Government and carelessness in official duties, which is unbecoming of a Government Servant. Thus the individual has violated Rule 3-B of A.P. Civil Services (Conduct) Rules, 1964.

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI B.SIVANARAYANA REDDY, THE THEN SPECIAL DEPUTY COLLECTOR (LA), PIP, LMC UNIT -I, RAJAMAHENDRAVARAM NOW WORKING AS SPECIAL DEPUTY COLLECTOR, KRRC, KRISHNA DISTRICT.

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On receipt of five complaints from Sri Inapurapu Suryanarayana, R/o Kakinada which was filed before the Hon'ble Lokayuktha, Hyderabad for conduct of enquiry on the Officers who have not followed the due process in payment of compensation to the assignees of Krishnunipalem Village of Gokavaram Mandal under Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013. As per the instructions of the erstwhile District Collector, the erstwhile Joint Collector- RB&R, East Godavari has conducted enquiry and submitted report.

Allegations:

1. Sri B.Sivanarayana Reddy, the then SDC(LA), PIP, LMC Unit -I, Rajamahendravaram now working as SDC, KRRC, Krishna District has failed to verify the veracity of the documents produced by the purchasers and Revenue records. Without obtaining of the genuineness of the assigned lands/assignees, he paid an amount to the purchasers to their full extent though the matter was referred and pending with this Tahsildar.

2. Being a responsible Government Servant and being discharging duties as Land Acquisition Officer it is his bound duty to verify the revenue records properly and has to obtain the genuineness of the assigned lands/assignees from the concerned Tahsildars before making process of payment to the land losers.

3. As could be seen from the records he has referred the matter to the Tahsildar, Gokavaram and called for genuineness report in payment of compensation to the land under reference. As the matter pending with the Tahsidar, he had processed the bills and paid land compensation to the purchasers reveals that he colluded with purchasers and paid the compensation. His acts in this matter reveals that he failed to perform the legitimate duties which denotes that the Government servant shall maintain absolute integrity and devotion to duty and do nothing which is unbecoming of a Government servant under Rule 3 of Civil conduct rules and it is a potent frequently used provision covering a wide range of misconducts like bribery and corruption.

The Joint Collector (RB&R), Erstwhile East Godavari District while submitting his Abstract of Recommendations against all the delinquent officers involved in this case, have stated that Sri B.Sivanarayana Reddy, the then Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram has failed to verify the veracity of the documents Produced by the purchasers and Revenue records. Without obtaining of the genuineness of the assigned lands/assignees, he paid an amount to the purchasers to their full extent though the matter was referred and report of Tahsildar, Gokavaram. The negligence and dereliction of duties leads in payment of Government money to the ineligible persons and causing legal litigations.

While stating as above, The Joint Collector (RB&R), Erstwhile East Godavari District has recommended Disciplinary action under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 agasint Sri B.Sivanarayana Reddy, the then Spl. Deputy Collector(LA), PIP, LMC Unit -I, Rajamahendravaram now working as Spl. Deputy Collector, KRRC, Krishna District.

Hence the charge.

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

A.S.Naidu
SECTION OFFICER

ANNEXURE - III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI B.SIVANARAYANA REDDY, THE THEN SPECIAL DEPUTY COLLECTOR (L.A), PIP, LMC UNIT -I, RAJAMAHENDRAVARAM NOW WORKING AS REVENUE DIVISIONAL OFFICER, NARSIPATNAM, ANAKAPALLI DISTRICT ARE PROPOSED TO BE SUSTAINED.

1) Lokayukta Complaints No.93, 94,100,101,102 of 2022, dt.01.02.2022 filed before Hon'ble Lokayukta, Hyderabad.
2) Report of the Enquiry Officer & Erstwhile Joint Collector - RB&R, East Godavari District, Kakinada vide Ref.A5/52/2022, dt.26.03.2022.

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI B.SIVANARAYANA REDDY, THE THEN SPECIAL DEPUTY COLLECTOR (L.A), PIP, LMC UNIT -I, RAJAMAHENDRAVARAM NOW WORKING AS REVENUE DIVISIONAL OFFICER, NARSIPATNAM, ANAKAPALLI DISTRICT ARE PROPOSED TO BE SUSTAINED.

-NIL-

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER